

## **Probate Notes for July 26, 2007**

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If you wish to continue a matter, contact the civil division at (530) 406-6704. If you wish to have your petition preapproved, contact the probate examiner at (530) 406-6718 between the hours of 2 p.m. and 4 p.m.

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**Case: Probate Conservatorship of Krug**  
**Case No. CV PB 07-105**

It is recommended to grant the petition for appointment of conservator of the person and estate.

**Case: Estate of Charter**  
**Case No. CV PB 06-177**

1. The petition does not state the current assets on hand. (Rule 7.651, Cal. Rules of Court.)
2. The proposed distribution does not state the property to be distributed. The proposed distribution must set forth in detail all assets to be distributed. It is recommended that the precise distribution to each heir be stated. (Rule 7.651(a), Cal. Rules of Court.)

A supplement to the petition should be filed which addresses the above two issues, and need not be served. (Rule 7.53(b), Cal. Rules of Court.)

A new proposed order should be submitted which sets forth the detailed distribution.

**Case: Estate of Derr**  
**Case No. CV PB 07-127**

It is recommended to grant the petition to administer the estate.

**Case: Estate of French**  
**Case No. CV PB 06-108**

1. The petition does not state the current assets on hand. (Rule 7.651, Cal. Rules of Court.)
2. The proposed distribution does not state the property to be distributed. The proposed distribution must set forth in detail all assets to be distributed. (Rule 7.651, Cal. Rules of Court.)

A supplement to the petition should be filed which addresses the above two issues, and need not be served. (Rule 7.53(b), Cal. Rules of Court.)

A new proposed order should be submitted which sets forth the detailed distribution.

**Case: Estate of Taylor**  
**Case No. CV PB 07-128**

The petitioner did not give notice to the trustee of the Survivor's Trust under the Floyd H. and Estelle Taylor Trust dated December 10, 1981, the residual beneficiary under the will. The

trustee is not listed on Item 9 of the petition. Where the personal representative and trustee are the same person, notice must be given to the beneficiaries of the trust. (Prob. Code, §1208, 8110.) A declaration should be filed which (1) states who is the currently acting trustee of the Taylor Trust and (2) alleges whether notice was proper.

**Case: In re Matter of the Dreesman Trust**  
**Case No. CV P2 06-78**

This matter is **CONTINUED** on the court's own motion to Thursday, September 6, 2007, at 8:30 a.m. in Department Five.

**Case: Estate of Yabumoto**  
**Case No. CV PB 06-250**

If a signed proof of service is filed, it is recommended to approve the first and final account and report of executor and grant the petition for its settlement, for statutory attorney's fees, and for final distribution.